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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
OXFORD DIVISION

GEORGE WELCH PLAINIFF
V. CIVIL ACTION NO. 3:20-CV-00122-NBB-JMV
CITY OF HERNANDO, MISSISSIPPI, ET AL DEFENDANTS

DEPOSITION OF GEORGE WELCH

Taken on Monday, May 24, 2021, at 9:33 a.m., in the
offices of Perry Griffin, PC, 5699 Getwell Road,
Suite G-5, Southaven, Mississippi 38672, at the instance
of the Defendants

Appearances Noted Herein

Reported by:

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Exhibit "A"

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1 APPEARANCES:

2 REPRESENTING THE PLAINTIFF:

3 JOHN KEITH PERRY, ESQUIRE

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20 Also Present: Chief Scott Worsham

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22

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24

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1 people that you would be related to in this area?

2 A. No.

3 Q. Okay. No sisters, brothers, anything like that
4 live in this area?

5 A. No.

6 Q. Okay. What is your current address?

7 A. 4228 Highway 309, Byhalia, Mississippi.

8 Q. And is that a home that you own or rent?

9 A. Rental.

10 Q. Rental. How long have you been there?

11 A. About two years and two months.

12 Q. Do you live alone there or does somebody else
13 live with you?

14 A. Yes, I live alone.

15 Q. Has anybody ever lived with you there?

16 A. No.

17 Q. Going back just before then, did you live at
18 the 1777 Trapper Drive address in Hernando?

19 A. Yes, I did.

20 Q. So that would have been directly prior to the
21 Byhalia address?

22 A. Yes.

23 Q. Okay. How long did you live at the
24 1777 Trapper Drive address?

25 A. From 2004 to 2018.

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1 going next.

2 Are you -- let's just start from now and
3 backwards. Are you currently employed?

4 A. Self-employed.

5 Q. Okay. And what is -- and you have your own
6 business, right?

7 A. Yes.

8 Q. What is the name of your business?

9 A. Geo Transportation.

10 Q. Geo Transportation?

11 A. Uh-huh.

12 Q. And how long have you had that business?

13 A. Since 2016.

14 Q. So from 2016 to present, have you worked
15 anywhere else or have you only been self-employed
16 through Geo Transportation?

17 A. Only self-employed.

18 Q. Tell me what Geo Transportation is. What kind
19 of company is it and what do you do?

20 A. Transport cars.

21 Q. Okay. For anybody. In particular? Do you
22 have contracts with different people? Who do you
23 transport cars for?

24 A. I have my own authority. I can transport for
25 anybody.

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1 contracts with any particular dealerships?

2 A. Audi and Acura.

3 Q. Are those in Memphis or Mississippi or where?

4 A. Memphis.

5 Q. And how long have you had those contracts?

6 A. Acura, probably a year. Audi, probably two
7 years.

8 Q. Okay. What kind equipment does your -- do you
9 or your business own to perform this service?

10 A. 5500 dually, a 3500 dually, and a four-car
11 trailer.

12 Q. Four-car trailer?

13 A. I haul four cars at a time.

14 Q. So do you have just one trailer?

15 A. One trailer.

16 Q. Okay. How long have you had that trailer?

17 A. Since 2017, this particular trailer.

18 Q. Okay. And so is that the only trailer you've
19 had from 2017 to the present?

20 A. No. I had a 40-foot flatbed that I sold in
21 2018.

22 Q. In 2018?

23 A. Uh-huh.

24 Q. Okay. Did you sell the flatbed before or after
25 the incident that we are here about today?

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1 A. Before.

2 Q. Okay. So at the time that this incident
3 happened that we are here about today, the only trailer
4 you had was the four-car trailer?

5 A. Uh-huh. (Nods head.)

6 Q. Okay. And at the time of the incident we are
7 here about today, did you have the two duallies?

8 A. No. Just one.

9 Q. One? Okay. And what kind of dually was it?

10 A. A Dodge 3500.

11 Q. Okay. What year is it?

12 A. 2018.

13 Q. Okay. And the trailer and the truck, they were
14 both owned in the name of Geo Transportation, LLC?

15 A. Uh-huh. (Nods head.)

16 Q. Do you have any employees, or is it just you?

17 A. Just me.

18 Q. Have you ever had any employees?

19 A. No.

20 Q. Ever had any -- anybody provide any work for
21 you at all, whether independent contractors or anything
22 like that? Has it always been just you?

23 A. As far as what? Explain.

24 Q. Well, some people might say, well, I don't have
25 any employees, but every now and then I'll hire Joe Blow

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1 to do something for me. They are not my employee, but
2 he does some work for me.

3 Have you ever had anybody like that, or is
4 it just you?

5 A. No. Just me. Not hauling cars. I had my
6 daughter add up my numbers, but as far as hauling cars,
7 no one hauled a car for me.

8 Q. Okay.

9 A. Too much liability.

10 Q. I understand. At the time of the incident that
11 we are here about today, did you have any contracts with
12 any dealerships at that time?

13 A. Yeah.

14 Q. Okay.

15 A. Mercedes Benz of Collierville.

16 Q. Collierville?

17 A. Mercedes Benz of Collierville.

18 Q. Did you have any other ones?

19 A. Not at that time.

20 Q. So at the time of the incident we are here
21 about, was Mercedes Benz of Collierville providing you a
22 hundred percent of your work?

23 A. No.

24 Q. Okay. Where was the rest of the work coming
25 from?

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1 A. Off of Central Dispatch.

2 Q. So just to make sure I understand this, the
3 Central Dispatch deal, those aren't necessarily
4 contracts; those are just like one-off jobs here and
5 there. Is that right?

6 A. It's like -- Central Dispatch works as -- these
7 dealers are independents, put their cars on
8 Central Dispatch with a contact number, okay, with a
9 rate. And you call and you agree on a rate up or down
10 from what they put on there, and we set up an individual
11 contract for each one.

12 Q. So for an individual haul?

13 A. Uh-huh. (Nods head.)

14 Q. So, basically, you have, as I appreciate it, at
15 the time of the incident we are here about -- and now
16 there's essentially two types of hauls that you do.
17 Sometimes you'd have contracts with dealerships where
18 you do consistent work?

19 A. Uh-huh.

20 Q. Is that correct?

21 A. Yes. They contract with dealerships -- to
22 understand contracts with dealerships, dealerships do
23 not put anything on Central Dispatch. They call me
24 directly.

25 Q. Okay.

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1 A. And I am basically broker and hauler. There's
2 no middleman.

3 Q. Okay. And then the Central Dispatch web site
4 that you're talking about, those are individual hauls?

5 A. Yes.

6 Q. You go in there and you essentially bid on
7 them?

8 A. Uh-huh. That's it.

9 Q. Who is putting stuff on the Central Dispatch if
10 not dealers? Is it just like individuals?

11 A. You could go on there.

12 Q. If I was trying to sell a car?

13 A. You join Central Dispatch and you could put
14 anything you want to move.

15 Q. Okay. If somebody -- if I was to get on the
16 Internet and Google it, how would I find that website?
17 Would I say centraldispatch.com?

18 A. That's it.

19 Q. Okay. Prior to having your own business in
20 2016, where did you work before that?

21 A. UPS.

22 Q. All right. And as I understand it from your
23 discovery responses, I think you put maybe like 1992 to
24 2015. Is that how long?

25 A. Uh-huh. (Nods head.)

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1 do you have like a central business location, or is it
2 just your house address?

3 A. At my address now.

4 Q. Have you ever had an actual physical building
5 or central location?

6 A. I used to park at Motor Scooter Cove, but now
7 one of the reasons I moved to Byhalia is for the space
8 to park equipment.

9 Q. All right. Tell me about Motor Scooter Cove.
10 What is that?

11 A. That's in Nesbit, right there, down the same
12 street where the post office is at. I used to park over
13 there. I used to park over there at the -- the truck
14 line is CITI.

15 Q. All right. Tell me that again. Now, there's a
16 -- there's a --

17 A. There's a truck line there.

18 Q. Okay. And a truck liner is just --

19 A. A truck line. A trucking line, just like UPS,
20 FedEx. It's a truck line. The guy runs 37, 38 trucks,
21 I guess. And I paid him to park in a spot.

22 Q. Okay. Do other people do that -- do that --
23 was it somebody -- when you say it's a truck line, is it
24 somebody that has their own business and --

25 A. Yes.

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1 Q. -- they send -- they send trucks --

2 A. Yes.

3 Q. They just let you park there along with theirs?

4 A. Yeah. I mean, I paid for a spot.

5 Q. And that's on Motor Scooter Cove?

6 A. Motor Scooter Cove.

7 Q. And that was in Southaven?

8 A. Nesbit.

9 Q. Nesbit. Okay.

10 How long did you pay to park on

11 Motor Scooter Cove, from when to when?

12 A. Hmmm. Started in probably about March of '17.

13 Q. Okay.

14 A. Until I moved.

15 Q. Until you moved to Byhalia?

16 A. Uh-huh.

17 Q. Which would have been what year?

18 A. April of 2019.

19 Q. And you just had a parking spot there, right?

20 A. Uh-huh. (Nods head.)

21 Q. How far was Motor Scooter Cove where you parked
22 at from your house on Trapper Drive? What distance is
23 that?

24 A. Five miles.

25 Q. Okay. How much did you pay to park there?

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1 and you couldn't pick him out, why did you sue him?

2 MR. PERRY: Object to the form.

3 You can answer if you can.

4 A. Okay. He was one of the officers. It was two
5 officers, two cars full of officers. Okay?

6 Q. Uh-huh.

7 A. One of them came up there -- actually the only
8 officer there that treated me with respect is the
9 Lieutenant.

10 Q. Harris?

11 A. Scott.

12 Q. Scott? Okay.

13 A. Harris was the arresting officer.

14 Q. I got you.

15 A. Scott treated me with respect. Everybody else
16 harassed me.

17 Q. When you say "harassment", what do you mean by
18 that?

19 A. "That's what you get. That's what you did,"
20 stuff like that. You've been parking the trailer there
21 forever, that kind of stuff. But, actually, when we
22 called out on him and actually when he was calling out,
23 it was actually illegal and the judge proved that.

24 Q. Okay. All right. You mentioned people saying
25 that you've had that parked there and them having to

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1 come out there. Let's start with before the incident.

2 How many times before December 28, 2018,

3 had officers been over there about --

4 A. December 23rd.

5 Q. I'm sorry, December 23, 2018 -- had officers
6 been over there because of where your truck was parked?

7 A. I'm not sure.

8 Q. Okay. Let me -- let's do this. Let's make
9 this Exhibit 1 to your deposition.

10 (DISPATCH LOG MARKED AS EXHIBIT NO. 1.)

11 Q. All right. Prior to December 23, 2018,
12 officers had been over there about your truck being
13 parked on the road; you just don't remember how many
14 times. Is that right?

15 A. Uh-huh. (Nods head up and down.)

16 Q. What I've handed you right now is a dispatch
17 log from the Hernando Police Department, and if you will
18 just take a look at it, you see the columns at the top?

19 A. Uh-huh.

20 Q. See there's a dispatch number and there's
21 agency and just keep going on and it says location and
22 incident report number and all that? You see those
23 different columns?

24 A. Uh-huh.

25 Q. Down on the location column, you see each one

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1 of those entries say 1777 Trapper Drive.

2 You see that?

3 A. Uh-huh.

4 Q. And that's your address, right?

5 A. That's it.

6 Q. Just take a look at this for me and you'll see
7 the dispatch dates and the officer and all of that. I
8 want to see if this refreshes your recollection, at
9 least about some of the times the officers had been over
10 there.

11 So take a moment to look at it and we'll
12 talk about it.

13 A. (Reviews.) The other thing, too, they got me
14 listed as calling here, and that's not my phone number.
15 The very last one, that's actually Wayne Perkins'
16 number.

17 Q. Okay.

18 A. So this report, the two last ones are wrong
19 because I never called. I called to ask about a ticket
20 because they put a ticket on my window. And see where
21 it say "Information," why I called, that was somebody
22 put a ticket on my window that day.

23 Q. Which one are you talking about?

24 A. Next to the last one.

25 Q. Next to the last one. Okay.

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1 A. See, I was calling for information.

2 Q. So you're looking -- just to make sure we are
3 clear for this transcript here, you're talking about the
4 one from March 22, 2017, right?

5 A. Yes.

6 Q. And it says, "Caller, George Welch," and then
7 it has 901-598-9333?

8 A. Uh-huh. That's my number.

9 Q. That's your phone number, right?

10 A. Uh-huh.

11 Q. You called on that incident, right?

12 A. Yes. That's for information on a ticket they
13 put on my windshield.

14 Q. What was the ticket for?

15 A. Parking.

16 Q. Okay. And do you know, was it this patrolman,
17 Perry Thornton, that wrote the ticket?

18 A. I don't know. He just left it on the
19 windshield, and I was out of town when it happened.

20 Q. Okay. What did the -- what was -- it was just
21 a parking ticket?

22 A. Uh-huh.

23 Q. Okay. And what did you -- who did you talk to
24 when you called?

25 A. I'm not sure. I just called the Hernando City

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1 and asked where I needed to pay the ticket.

2 Q. Did you pay the ticket?

3 A. Yes, I did.

4 Q. How much was it?

5 A. I want to say it was 125.

6 Q. 125?

7 A. Uh-huh.

8 Q. Okay. And was your vehicle parked on
9 approximately the same place then that it was on the
10 date of this incident?

11 A. No. No.

12 Q. Okay. Where was it parked then when you got
13 that ticket?

14 A. On Carlee. Carlee and Trooper joins. It was
15 on the Carlee side of the street, on the side of my
16 house instead of the front. I live on a corner lot.

17 Q. And then you said there's a mistake on this
18 log. You said the last one that would have been on
19 here, 3/21/2017, which, I guess, would be technically
20 the first one. It's got your name as the caller, and
21 then it's got 901-239-6789. But we said that's actually
22 Wayne Perkins' number, right?

23 A. Yes. That's the one he called on the other
24 ones.

25 Q. All right. Okay. Let's start with that one.

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1 Do you recall that on March 21, 2017?

2 A. I don't recall. The only ones I recall really
3 date-wise are the last two.

4 Q. Okay. And so it says March 21, 2017, and you
5 said that was Wayne Perkins that called, and then we see
6 it says Call Type, and it says Parking Violation.

7 Do you see that?

8 A. Uh-huh. (Nods head up and down.)

9 Q. So that would have been whenever you -- the
10 ticket was left on your windshield, right?

11 A. The 22nd, yeah. I mean, the 21st.

12 Q. Well, it's got the 21st and then it says you
13 called on the 22nd. Are those dates accurate? Is that
14 how it went down? The ticket was left on the 21st and
15 then you found it and called about it on the 22nd?

16 A. Yes.

17 Q. All right. Then let's go up to the next one.
18 There's one on 3/29/2017. And it again it says Wayne
19 Perkins called. You see that?

20 A. Yeah, I guess so.

21 Q. Okay. And then it says the officer listed is
22 Brian Bell.

23 Did they come out to your house on that
24 date?

25 A. I'm not sure. I mean, they came to the house,

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1 I'm not sure if they came or I was gone or whatever.

2 Q. Prior to December 23, 2018, is this March 21st
3 occasion, is that the only other time that you had
4 received a ticket for the parking?

5 A. Yes.

6 Q. Okay. But there had been other occasions where
7 they actually came out to your house that they didn't
8 give you a ticket, right?

9 A. Yes.

10 Q. They told you to move the vehicle?

11 A. Yes.

12 Q. And did you move it?

13 A. Yes.

14 Q. Okay.

15 A. I moved the vehicle because of courtesy.
16 Because I'm not a member of the homeowners association.
17 They had already -- they said in one of the reports that
18 I wasn't required to move the vehicle because I wasn't
19 doing anything illegal. I did it for courtesy, and even
20 the judge said it was not illegal.

21 Q. Yeah. I understand about the criminal
22 proceeding. Tell me about the homeowners association.
23 What are you saying about that?

24 A. I'm not a member of the homeowner association.
25 I was there before the homeowners association. I had

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1 been there that long. I think I was the fifth person
2 that moved in the neighborhood. We didn't have a
3 homeowners association.

4 Q. So you were not required to join the
5 homeowners association?

6 A. Yeah. That's if you do anything -- I was
7 grandfathered in before the homeowners association. It
8 was nine houses in the neighborhood that was not a
9 member of the homeowners association because we were
10 grandfathered in before they had one. And it was our
11 choice to join it or not.

12 Q. What is the name of the homeowners association?

13 A. I don't know.

14 Q. Okay. Let me ask you this. I know the address
15 is Trapper Drive, but is there -- is that --

16 A. The subdivision is Forest Meadows.

17 Q. Forest what?

18 A. Meadows.

19 Q. Forest Meadows?

20 A. Uh-huh. But I don't know the name of the
21 homeowners association.

22 Q. I guess what I'm saying is what does the
23 homeowners association have to do with the parking
24 situation? Help me with that.

25 A. I don't know. I'm not a member. I don't know

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1 the bylaws.

2 Q. So you don't know whether the
3 homeowners association rules say one way or the other
4 anything about parking; is that right?

5 A. They apparently did because that's what they
6 said I was doing was violating the homeowners
7 association.

8 Q. That's your understanding of what Wayne Perkins
9 was complaining about?

10 A. Uh-huh.

11 Q. Okay. So it's your understanding he was
12 calling the cops saying, he's violating the homeowners
13 association?

14 A. Yes.

15 Q. Okay. And your response to that is, I'm not a
16 member of the homeowners association and --

17 A. I moved my vehicle for courtesy.

18 Q. Okay. Okay.

19 A. And the vehicle was never there over a 12-hour
20 period any time. I could pull up to get my lunch box
21 and the police would be out there before I could move.

22 Q. Did that residence have a driveway?

23 A. Yes.

24 Q. Okay. Would the truck and trailer not fit in
25 the driveway, or why was it parked on the street to

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1 begin with?

2 A. Ease of convenience. It was just hard to back
3 that trailer up in that drive.

4 Q. Okay. You said on this ticket that you
5 received on March 22, 2017, that it was parked on the
6 side of the street. What was the name of the street it
7 was parked on?

8 A. Carlee. C-a-r-l-e-e.

9 Q. Was it in front of somebody's house or --

10 A. No. On my side of the street.

11 Q. Okay. On the date of the incident we are here
12 about, where was it parked?

13 A. In front of my house on Trapper Drive.

14 Q. Okay. Any reason about the change of location
15 or just sometimes you parked on the side, sometimes you
16 parked directly in front of your house? Is there any
17 reason it was in different locations?

18 A. It was easier on the front side of the house
19 and I could see out the window. Sometimes I would have
20 250-, \$300,000 worth of cars on it. I couldn't see them
21 outside of the house.

22 Q. So where you had it parked on the date of the
23 incident we are here about, that was more convenient to
24 you?

25 A. Yeah. I could see the vehicles.

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1 Q. On the other -- on the other occasions where
2 the police came to your house and asked you to move the
3 vehicle and you said you moved it just out of courtesy,
4 was it always parked in the same location in front of
5 your house?

6 A. Uh-huh. (Nods head up and down.)

7 Q. Is that a "yes"?

8 A. Yes. I'm sorry.

9 Q. So the ordinary place you would park it at was
10 in front of your house and not on the side of the
11 street?

12 A. Yes.

13 Q. Okay. Approximately how many times would you
14 say that the police officers came over there and told
15 you to move it and you moved it because of a courtesy?
16 How many times did that happen?

17 A. Hmmm. Eight, ten.

18 Q. Eight or ten?

19 A. Uh-huh.

20 Q. Why did you keep parking there if they kept
21 coming over there telling you to move it? Why did you
22 keep doing it?

23 A. One, it was depending on what time of the night
24 I would get home. Two, if somebody had my parking spot
25 at Motor Scooter Cove, I would just drive home.

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1 Q. Okay. Let me ask you that. Why would somebody
2 ever have your parking spot if you were paying the guy
3 \$100 a month?

4 MR. PERRY: Object to the form. Wait a
5 minute until I object.

6 Go ahead and you can answer.

7 A. The -- a lot of times -- he owns a fleet, okay?

8 Q. Uh-huh.

9 A. And where I park at, see, if he get a new
10 driver or anything of that incident, they may park in my
11 spot that's dedicated to me.

12 Q. Okay. And then you said sometimes it was just
13 too late to go there because of how late it was at
14 night, and you just parked on the street?

15 A. The reason being like on the weekend, and if I
16 didn't get to Motor Scooter Cove on the time of the
17 weekend, someone would always take my spot because his
18 drivers would come in and be out all week. They come in
19 and be out all week and they park where it's convenient
20 for them.

21 Q. So any time that you had it parked on the
22 street, it always was because somebody had your spot at
23 where you were paying?

24 A. Pretty much, uh-huh. Yes. And, like I said,
25 it's not illegal to park on that spot, and I was just

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1 doing it for courtesy. And the other reason is he had
2 security cameras over there where I was parking. That's
3 one reason I parked there, for the security cams.

4 Q. At the place where you pay the money?

5 A. Uh-huh. (Nods head up and down.)

6 Q. If you -- I know you said it wasn't illegal.
7 Why did you pay the \$125 ticket if you didn't think it
8 was illegal?

9 A. Just to stop the hassle.

10 Q. Okay.

11 A. Any day I lease in Cordova or Hernando, I lose
12 money.

13 Q. Meaning because you could be out working making
14 money?

15 A. Yeah.

16 Q. Okay. Look back at that sheet for me on
17 Exhibit 1. If you go up, you see the one on June 13,
18 2018, and June 18, 2018? They both say Parking
19 Violation.

20 Do you see that?

21 A. Uh-huh.

22 Q. Okay. Your testimony is that you don't
23 remember receiving a ticket on those occasions; you
24 think that they just came out and told you to move it.
25 Is that right?

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1 A. Yeah.

2 Q. Okay.

3 A. I don't think I got a ticket. I only remember
4 one ticket other than -- that one ticket that they put
5 on the windshield, and then I got ticketed the day I got
6 arrested.

7 MR. PERRY: On your last question he
8 answered "uh-huh." And I just want to -- the only
9 reason I'm saying this, I don't want to interrupt your
10 deposition, but from now on, you got to answer "yes" or
11 "no."

12 THE WITNESS: I'm sorry. I apologize.

13 MR. PERRY: No. I apologize. Y'all move
14 so fast.

15 MR. BUTLER: I appreciate that.

16 MR. PERRY: Yes, sir.

17 Q. I know you said that the trailer was a four-car
18 trailer; is that right?

19 A. Yes.

20 Q. Do you have any idea what the dimensions of it
21 are? How big is it?

22 A. Not really.

23 Q. Okay. Any idea about what approximate foot,
24 like how many foot trailer?

25 A. 40.

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1 Q. 40-foot. Okay.

2 A. It's not as wide as the dually truck. It's not
3 as wide as the truck, I can tell you that. It's
4 narrower than the truck.

5 Q. I think weve got some pictures, too. We'll
6 look at those here shortly.

7 Did you ever talk to the guy you were
8 renting the spot from about, you know, your parking spot
9 being used? Did you ever say, hey, man, I'm paying
10 money --

11 A. Yeah, I called him that night. He said
12 whatever trailer was there, when his mechanic got there,
13 he'd have him move so I could go park.

14 Q. All right. I know this happened on
15 December 23, 2018. And that was -- it happened in the
16 morningtime, right, this incident we are here about?

17 A. Yes.

18 Q. Had the officers been there the night before to
19 your house?

20 A. Yes.

21 Q. Okay. Which officer came the night before?

22 A. I want to say his name is Bell?

23 Q. Officer Bell? What time did he come the night
24 before?

25 A. Hmmm. 10:30, 11 o'clock.

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1 Q. 10:30 or 11 o'clock p.m.?

2 A. Uh-huh.

3 Q. And that would have been on December 22nd?

4 A. Uh-huh.

5 Q. Okay. And what did he tell you when he came?

6 A. He just -- I mean, he said, I got a complaint,
7 and this is -- they tell me the lady called. They
8 always say, the lady called, the lady called, and it's
9 actually a man calling, and that, you parked in
10 violation of the parking space, I mean, the parking
11 rules.

12 Q. And what did you respond?

13 A. That I had already called because I went to the
14 place where I normally park at. My spot wasn't there so
15 I just drove to the house.

16 Q. Okay. That night, though, you didn't move it.
17 You told them you were going to move it in the morning;
18 is that right?

19 A. Uh-huh. As soon as Nate called me to tell me
20 my parking spot was open, I was going to move the truck.

21 Q. Okay.

22 A. Because I called -- when I got there and my
23 spot was not there, I called Nate that evening around
24 about 6:30, 7 o'clock. And he said, when we get in
25 there in the morning to work, we'll move it out of your

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1 spot. Because I was running on a Sunday. We'll move it
2 out of the spot where you can get --

3 Q. Okay. December 23, 2018, when this happened,
4 what day of the week was that?

5 A. The 23rd was a Sunday. I was running that
6 Saturday and came in that Saturday evening. I normally
7 don't run on weekends.

8 Q. Okay. Just want to make sure I got it right.
9 So on Saturday, December 22nd --

10 A. Is when I came back into town.

11 Q. You came back into town around 5:00, 6:00,
12 7:00 p.m. right?

13 A. It was dark. I remember it was dark when I got
14 there and my spot was took. I called Nate, and when I
15 called Nate, he said as soon as they get in the next
16 day, they would move the tractor-trailer out of my spot.

17 Q. All right. So you had that conversation with
18 Nate?

19 A. Uh-huh.

20 Q. And later on that night, Officer Bell comes
21 around 10, 10:30, 11 p.m., right?

22 A. Yes.

23 Q. And he says, we got a complaint about your
24 parking? Is that right?

25 A. Yes.

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1 Q. And you said he said it was from a woman?

2 A. That's what they've told me every time they
3 come there.

4 Q. Okay.

5 A. That the lady called again, that -- every
6 police officer that came there has told me it's been a
7 woman called.

8 Q. And what is your understanding of who you think
9 actually called?

10 A. I know now who actually called. I thought it
11 was the woman from the side that was calling.

12 Q. What is her name?

13 A. I don't know.

14 Q. Okay. Who is Wayne Perkins? Where does he
15 live?

16 A. Two doors -- if you are facing my house, two
17 doors up the hill, east of me.

18 Q. Is he married?

19 A. Yes.

20 Q. What is his wife's name, do you know?

21 A. I don't know. He has a problem with everybody
22 in the neighborhood.

23 Q. Okay. I know the type. All right.

24 So Officer Bell comes somewhere between 10
25 and 11:00 p.m.?

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1 A. I think that's his name. I'm not sure of the
2 name.

3 Q. Okay. An officer comes out there and says, we
4 got a complaint, right?

5 A. Yeah.

6 Q. And you told them, I'm going to move it in the
7 morning?

8 A. Yes.

9 Q. Did you tell them --

10 A. I said as soon as I get a call in my parking
11 spot. He was very courteous. The officer was very
12 courteous.

13 Q. Did you tell Officer Bell that you were going
14 to have it moved by 7:00 a.m.?

15 A. No.

16 Q. Did you ever tell anybody you were going to
17 have it moved by 7:00 a.m. on the 23rd?

18 A. I told them when I got the call to move it.

19 Q. What time did you --

20 A. I said, first thing in the morning when I get
21 the call.

22 Q. Okay. You just said, first thing in the
23 morning?

24 A. Yeah, because I don't know what time these guys
25 get to work.

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1 morning of December 23rd?

2 A. Not offhand. I know I was awake when
3 Officer Harris got there.

4 Q. Okay. What were you doing when you saw him
5 pull up?

6 A. What's that? I was in the house doing routine
7 stuff. Tending to my dog and all that.

8 Q. Were you up, dressed, eating breakfast?

9 A. Yeah.

10 Q. Okay. Where did he park at?

11 A. The west side of my yard below the mailbox.

12 Q. Okay. And this is Officer Harris, right?

13 A. Uh-huh. (Nods head up and down.)

14 Q. So he parked on the street?

15 A. Uh-huh.

16 Q. And walked up to your driveway?

17 A. Uh-huh.

18 Q. And then knocked on your door?

19 A. Yeah. I greeted him at the door so he never
20 knocked.

21 Q. Okay. Before we get to that, give me generally
22 what -- give me a description just of the outside of the
23 home. Is it just a house with a yard and a driveway?
24 What does it look like from the outside?

25 A. House, driveway. Maybe three-car deep

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1 A. And trailer.

2 Q. -- trailer was parked on the side of the street
3 in front of the house?

4 A. Uh-huh.

5 Q. Yes?

6 A. Yes. Yes.

7 Q. Look, I'm the world's worst about it.

8 A. I'll apologize a hundred more times.

9 Q. No need to apologize. Just don't get mad at us
10 when we remind you.

11 A. That's your job, man.

12 Q. Okay. You said that you -- that he never had
13 to knock because you met him. Did you walk all the way
14 outside?

15 A. I walked outside. He was walking across the
16 yard towards the driveway.

17 Q. Is there like a porch on the house, or do you
18 just go directly out into the yard?

19 A. Just a little covering. That's all. It covers
20 a step as long as this table is across.

21 Q. Did you meet him in the grass or driveway?

22 A. Met him in the driveway.

23 A. Uh-huh.

24 Q. Just a concrete driveway?

25 A. Yeah.

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1 A. Uh-huh.

2 Q. About halfway down the driveway?

3 A. Yeah.

4 Q. Okay. Tell me what happened from there.

5 A. He said, you know what I'm here for. I said,
6 yes, because my blankity-blank-blank neighbors. I said,
7 it's the lady, because that's all I've been told is a
8 lady that's been calling, called y'all again. I said, I
9 told the officer last night I would move as soon as they
10 called and tell me my parking spot was open.

11 Q. Okay. And I know you said blankety-blank, but
12 for the record, tell me, do you remember what you said?

13 A. I know I called -- said the "bitch" word.

14 Q. Okay.

15 A. "These bitches had called again", and, you
16 know...

17 Q. Okay. Is it fair to say you were frustrated
18 with your neighbors calling all the time?

19 A. Yeah. Because the thing is, like I said, it's
20 been to court, it wasn't illegal. Nothing I did was
21 illegal. So I was being harassed.

22 Q. At the time -- you had never been to court at
23 that time, right?

24 A. I hadn't been to court, but in the report one
25 of the police officers even told me that there was

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1 Q. I don't want to hold up our progress because I
2 don't think we've got too much longer and I want to keep
3 going, but when we take a break in a minute, I'm going
4 to ask that you get with your counsel and I want to make
5 sure I see that police report that you're talking about
6 because we may need to talk about that. Okay?

7 A. Okay.

8 Q. Okay. So you said the officers asked you, do
9 you know what I'm here about, and you said, yeah,
10 neighbors, you know, something to the effect of these
11 bitches calling again, something like that.

12 Is that fair?

13 A. Yes.

14 Q. What did he respond with after that?

15 A. That -- that it was a safety issue with me
16 parking on the side of the street.

17 Q. And did he tell you to -- did he tell you to
18 move the car?

19 A. Yes.

20 Q. And what did you say?

21 A. I was going to the truck because I had my keys
22 in my pocket. I was going to the truck to move it. And
23 he said, I need to see your license. I said, what do
24 you need to see my license for? And he said, I need to
25 see your license. And that's where we get to -- but I

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1 didn't have my wallet on me. When I realized I didn't
2 have my wallet on me, I was walking back to the house --

3 Q. Let me stop you real quick. So in the
4 Complaint or somewhere I read, I think, it says
5 something to the effect of --

6 A. I don't have to show him the license.

7 Q. "I don't have to give you shit." Was that the
8 statement?

9 A. That is an exaggerated lie.

10 Q. Tell me what the actual statement was.

11 A. The actual statement was, "I don't have to show
12 you my license."

13 Q. Okay. Hold on a second.

14 A. I did not direct any cuss words toward him.

15 Q. Okay.

16 A. I directed cuss words toward my neighbors, but
17 I did not direct it to the officer.

18 Q. I understand.

19 A. He was upset because --

20 MR. PERRY: Wait until he asks you a
21 question.

22 A. I'm sorry. And let's take a break right now.

23 (Break in the deposition.)

24 CONTINUING:

25 Q. (Mr. Butler:) Mr. Welch, we are back on the

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1 particular?

2 A. No.

3 Q. I told you at the beginning, part of this is
4 trying to see what you remember and what you don't.
5 There's no right answer. I just want to know what you
6 know.

7 A. It's been about three years ago.

8 Q. So you indicate to him that you don't have to
9 give him your license, right?

10 A. Yes, I did.

11 Q. Okay. What is the next thing that happens
12 after that? Is that when he tried to arrest you?

13 A. No. Because I didn't have my wallet. When I
14 went to my truck, I said, I ain't got my wallet. In my
15 mind I said, if I drive off without my wallet, I'm
16 definitely in trouble. I walked back towards the house.

17 Q. Okay. But you didn't tell him, I'm walking
18 towards my house --

19 A. Yes, I did. I did tell him, I said, I don't
20 have my license on me.

21 Q. Okay.

22 A. And when I realized I didn't have my license on
23 me, I said I didn't have my license on me. I did tell
24 him that.

25 Q. Okay. I just wanted you to help me with the

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1 sequence. So originally you told him words to the
2 effect of, I don't have to give you my license?

3 A. That's right.

4 Q. Okay. But then you turned around and you
5 started walking to the house to get your license?

6 A. Yes, because I didn't have them.

7 Q. And you just said, I don't --

8 A. I was going to move my truck. I got to go get
9 my license to get in my truck. My license in my wallet.
10 And after they arrested me --

11 Q. Slow down. I want to make sure we go in order.
12 So originally you are walking towards --

13 A. The truck.

14 Q. So you do have your keys on you?

15 A. I got my keys.

16 Q. But you don't have your wallet?

17 A. Don't have my wallet.

18 Q. And so you're walking towards the truck with
19 the indication of moving the truck?

20 A. Yeah.

21 Q. He asked for your license?

22 A. License.

23 Q. And you tell him, I don't have to give it to
24 you?

25 A. I don't. I didn't.

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1 Q. Okay. And I'm not -- I just want to know
2 factually what happened.

3 All right. So you told him you didn't have
4 to give him your license?

5 A. That's right.

6 Q. But then you turned around and start walking
7 towards your house, right?

8 A. Correct.

9 Q. And did you say anything when you were walking
10 toward the house, or were you walking, saying, well, I
11 don't have to give it to him, but I'm going to get it?
12 What was going on there?

13 A. I don't have to give it to him, but I do have
14 to have my license to drive my truck away from my house.

15 Q. So that's why you were turning around to go in
16 your house?

17 A. Yes.

18 Q. And did you say anything to him or did you
19 just --

20 A. I told him. I told him, I said, I don't have
21 my license on me. When he said that, he said, I need
22 you to get your license. And I said, I ain't even got
23 my license on me.

24 Q. Okay.

25 A. So I was walking to my house through the yard.

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1 Q. Okay.

2 A. And he was following me. And when I got to the
3 door of the house and opened the door of the house,
4 that's when he grabbed my arm, put it behind my back,
5 took his foot and tripped me on the concrete. At that
6 time I had my phone in my hand, trying to face-time to
7 get somebody to witness what was going on.

8 Q. Okay.

9 A. Beverly Harris did not answer the phone.

10 Q. Okay.

11 A. Okay. He took my phone. He tased me in the
12 back. Like I was holding my phone like this. Give me
13 the other hand because he had this hand in handcuffs.
14 I'm trying to face-time. He tased me in my back. He
15 finally takes my phone out of my hands because I was
16 holding it trying to make a call. And he takes my phone
17 and throws it down the driveway and busts the case and
18 the lens on my phone, the what-you-call-it on my phone.

19 Q. Let me break that down a little bit.

20 All right. So I thought the whole arrest
21 interaction happened -- did it happen in the driveway
22 or --

23 A. It happened in my doorway.

24 Q. Okay. In the doorway?

25 A. In the doorway of my home, because I hit -- my

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1 door was pushed down like this. When I pushed the door
2 back, he grabbed this arm.

3 Q. Okay. Okay. Hold on. Hold on. Tell me about
4 the handle on your door. Is it like a round doorknob
5 or --

6 A. The kind you just push down.

7 Q. And so you, when you reached for the --

8 A. To push it down. I had pushed it down and
9 opened the door because he let my dog out.

10 Q. Okay. And then he grabbed which arm?

11 A. My right arm -- I mean, my left arm, because I
12 had my right arm. That's the one he had behind my back
13 with the handcuff and his knee in my back.

14 Q. So you reached for the doorknob with which
15 hand?

16 A. Right hand.

17 Q. Right hand.

18 A. And he grabbed my left hand.

19 Q. Where is the phone at at this point?

20 A. In my right hand.

21 Q. In the same hand that you're going to do the
22 door?

23 A. Uh-huh.

24 Q. Had you already started dialing though?

25 A. I dialed. I had face-timed Beverly Harris.

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1 It's my iPhone.

2 Q. So it's ringing at the same time in the same
3 hand that you're pressing the door, right?

4 A. Yeah. And when the phone start ringing, it
5 just seemed like that was his cue that he didn't want it
6 to happen.

7 Q. Okay. So he has your left arm?

8 A. Uh-huh.

9 Q. Right? And he trips you?

10 A. He puts it behind my back and he trips me right
11 there in my doorway.

12 Q. And then he gets on top of you?

13 A. Put his knee in the middle of my back, and he
14 told me to put the phone down.

15 Q. Okay. Did you put it down?

16 A. No, I didn't.

17 Q. So he told you to put the phone down, but you
18 keep trying to face-time?

19 A. Yes.

20 Q. Did he tell you to give him the other arm?

21 A. Yes.

22 Q. And you kept trying to face-time?

23 A. Yes.

24 Q. Do you remember how many times he told you
25 that?

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1 A. No.

2 Q. Okay. And so at this point, are you facing the
3 doorway still?

4 A. No. Because he had spun me around, and we were
5 facing down the driveway.

6 Q. Okay. So when he grabbed your arm and tripped
7 you, he turned you around and you were facing back
8 towards the road?

9 A. Towards the driveway, yeah.

10 Q. And so --

11 A. Right there in front of the door. Maybe where
12 that door is there to where I'm sitting here, about that
13 far from the door.

14 Q. Since we have a Court Reporter, how far --

15 A. Seven or eight feet from the door.

16 Q. Do you know what foot he trips you with?

17 A. He -- I imagine his right because he wrapped it
18 around me.

19 Q. Okay.

20 A. I mean, when he wrapped me around, he twist my
21 arm and pushed me to the ground on both elbows.

22 Q. So while you are on the ground, he got one arm
23 behind your back?

24 A. A knee in my back, and trying to tell me --

25 Q. Wait, stop. Because I want to make sure I get

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1 the answers. I think you just nodded your head then.

2 So he got your left arm, right?

3 A. Yes.

4 Q. And he trips you and you go to the ground?

5 A. Yes.

6 Q. And you still have your phone in your right
7 hand?

8 A. My right hand.

9 Q. Trying to face-time?

10 A. Yes.

11 Q. And he tells you to give him that other arm and
12 give him the phone and you don't do that?

13 A. I refused because I wanted somebody to witness
14 what was going on.

15 Q. How many times did he tell you that?

16 A. I'm not sure. I don't recall.

17 Q. Okay.

18 A. But he did say give him the phone.

19 Q. Okay.

20 A. And give him my other arm.

21 Q. And so when you didn't do that, that's when he
22 took the phone?

23 A. Uh-uh. (Nods head up and down.)

24 Q. Yes?

25 A. Yes.

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1 Q. Okay. And he --

2 A. He threw the phone down the driveway.

3 Q. Threw the phone down the driveway. Okay. At
4 what point did he tase you? Did you have your phone in
5 your hand when he tased you?

6 A. I had the phone in my hand when he tased me.

7 Q. And your understanding, how many times did he
8 tase you?

9 A. It felt like three.

10 Q. Okay. Have you seen the Taser log that was
11 produced in this case?

12 A. Yes.

13 Q. Okay. And would you agree with me that that
14 indicates that the trigger was pushed twice?

15 A. But the -- I understand that the trigger was
16 pushed twice. You can hold the trigger and -- you can
17 look at the gun -- at the picture. I got three marks on
18 my back, three different places.

19 Q. Okay. So you don't dispute that the Taser was
20 pulled twice?

21 A. No, I don't dispute that, no.

22 Q. Had you ever been tased before that?

23 A. No.

24 Q. Okay. Do you know the difference between being
25 tased with like the actual prongs of a Taser and the

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1 A. And then he grabbed my arm while he was tasing
2 me, put his knee on my back, and I'm thinking -- I don't
3 know how he did it, but this arm was behind my back. He
4 had it --

5 Q. Your left arm?

6 A. Yeah. My left arm was behind my back, and he
7 was grabbing this arm. And all of that stuff happened
8 after he tased me. He got my arm after he tased me.

9 Q. And then he put you in cuffs?

10 A. Yes.

11 Q. And then who was the first officer to arrive on
12 the scene after you were in cuffs?

13 A. I'm not sure.

14 Q. Okay. And you said all the other officers that
15 eventually arrived, they all came after you were already
16 in cuffs?

17 A. Uh-huh.

18 Q. Yes?

19 A. Yes.

20 Q. Were you still on the ground when any of the
21 officers came?

22 A. Yes, I was, because it took two officers to
23 pick me up. They picked me up by my arm.

24 Q. Do you know which officers picked you up?

25 A. I know Harris was one.

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1 Q. Okay. And another officer assisted him in
2 picking you up?

3 A. Yes.

4 Q. Where did they take you after they picked you
5 up?

6 A. To the police car, Harris' police unit.

7 Q. And did you stand on the outside, or did they
8 put you in it?

9 A. They put me in it.

10 Q. And you're still handcuffed?

11 A. Yes.

12 Q. And they put you in the back of the patrol car,
13 right?

14 A. Yes.

15 Q. Did you have any other conversations with any
16 of the other officers or --

17 A. I talked with the Lieutenant. He came to the
18 back of the patrol car and asked me a few questions.
19 And he said he needed to talk to the officers. They
20 went and talked to Officer Harris.

21 Q. What did he ask you when you were in the back
22 of the patrol car?

23 A. Well, we knew each other from working out at
24 the jail. And he said, let me handle this, and -- I
25 mean, Officer Scott, Lieutenant Scott, we worked out --

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1 You know, I don't want -- I don't want to be here. I
2 don't believe in suing.

3 Q. Uh-huh.

4 A. I was done wrong.

5 Q. Uh-huh.

6 A. That's the only reason I am here. If I wasn't
7 been done wrong, I would have paid the fines and kept
8 moving.

9 Q. Did you do anything with the note? Did you
10 give that to anybody or say anything to anybody?

11 A. No. Because I hadn't planned on doing this.

12 Q. So Officer -- did Officer Harris drive you to
13 the police station?

14 A. Yes, he did.

15 Q. And were you booked in at the police station?

16 A. Yes, I was.

17 Q. Okay. And were you bonded out at some point?

18 A. Yes.

19 Q. Who bonded you out?

20 A. My daughter.

21 Q. Okay. How long were you there before she
22 bonded you out?

23 A. About three hours. Lieutenant Scott had called
24 the judge, and they had set bond before I even left the
25 house.

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1 Q. Do you remember how much it was?

2 A. \$1,500.

3 Q. Did you pay a cash bond, or did you get --

4 A. Cash bond.

5 Q. What did you do -- where were you at for those
6 three hours when you were at the jail?

7 A. At the jail I was locked up.

8 Q. They put you in a holding cell?

9 A. I guess.

10 Q. Was anybody else in there with you or were you
11 by yourself?

12 A. By myself.

13 Q. So your daughter came up there and bonded you
14 out?

15 A. Uh-huh.

16 Q. Yes?

17 A. Yes.

18 Q. Where was she living?

19 A. She just happened to be home that weekend. She
20 lives in St. Louis.

21 Q. Where was she staying at while she was here?
22 Not with you?

23 A. With her mother.

24 Q. Okay. Okay. And then after you bonded out,
25 how long was it until you retained counsel for the

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1 Q. Did you have to get any kind of medical
2 treatment after this incident?

3 A. I didn't go. I should have went because to
4 this day I'm still numb from the handcuffs right this
5 little section of my arm. It's like a nerve is dead. I
6 had Officer Harris to actually loosen the handcuffs up
7 because it had this whole thumb swollen for about two
8 days and I couldn't move it.

9 Q. At some point you told Officer Harris the
10 handcuffs were too tight, right?

11 A. Right. And he loosened them.

12 Q. And he loosened them. Were you still at your
13 house?

14 A. We were at the courthouse. It was where he was
15 booking me at the courthouse.

16 Q. Okay. Did the -- did the Taser cause you any
17 injuries?

18 A. It did, the burns on my back, yeah.

19 Q. So there were burn marks on your back?

20 A. Yes.

21 Q. Okay. Any other injuries other than the burn
22 marks on your back?

23 A. The scars on my elbow from when I got tripped.

24 Q. I'm talking about the Taser right now.

25 A. No.

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1 Q. So any other injuries from the Taser other than
2 burn marks on your back?

3 A. No.

4 Q. And how long did the burn marks stay there
5 before they went away?

6 A. I'm not really sure. It's something you don't
7 want to look at every day.

8 Q. Well, I mean, do you know if it was weeks,
9 months, years?

10 A. It didn't last years. It was some weeks, I
11 know.

12 Q. So a few weeks?

13 A. Yeah.

14 Q. What -- what other injuries did you have? You
15 mentioned something on your elbows?

16 A. Elbows, yeah. Because when he tripped me, I
17 fell on my elbows on that asphalt, concrete, whatever
18 you want to call it.

19 Q. And what kind of injury did you suffer to your
20 elbows?

21 A. Scrapes.

22 Q. On both of them or one, in particular?

23 A. The left one, in particular.

24 Q. Okay. And how long did those scrapes last?

25 A. Weeks.

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1 Q. A couple weeks?

2 A. Yes. At least that long. I don't heal quick
3 because I'm diabetic.

4 Q. And then any other injuries? You mentioned
5 your hand.

6 A. Yeah, my hand, the numbness in my hand. And
7 then I have another picture -- the handcuffs cut this
8 wrist, but we got pictures of those. You should have
9 those.

10 Q. Okay. And we are going to look at the pictures
11 here in a second. Okay?

12 Any other injuries besides those, elbows,
13 the marks from the Taser, and the hands?

14 A. Those were the only physical injuries.

15 Q. Only physical injuries. Okay. Have you ever
16 been diagnosed with anything related to your hand?

17 A. No.

18 Q. Okay. Have you ever been to the doctor for it
19 at all?

20 A. No. I'm just working with my hands being a
21 mechanic, you know, but --

22 Q. Have you seen -- have you sought any medical
23 treatment related to this incident at all?

24 A. No.

25 Q. Okay.

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1 A. At the time I didn't have an insurance plan.

2 Q. Okay. Do you have insurance now?

3 A. Yes.

4 Q. When did you get insurance?

5 A. Last year about this time, about January of
6 last year.

7 Q. January of 2020?

8 A. 2020, yeah.

9 Q. Okay.

10 A. That's the blessing of being in your own
11 business.

12 Q. I'm sure it's not cheap, is it?

13 A. No. It's a real nice car payment.

14 Q. Do you know how much money you spent on legal
15 fees related to your criminal case?

16 MR. PERRY: Object to the form.

17 You can answer.

18 A. Not offhand, but all the -- the legal forms --
19 you're talking about paying my lawyers?

20 Q. Uh-huh.

21 A. That's continuous.

22 Q. Okay. Well, I'm talking about just the
23 criminal proceedings right now. Did you -- did you --
24 have you actually paid any money on that criminal case?

25 A. Yes.

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1 civil case is contingency? Is that right?

2 MR. PERRY: Sure. It's a contingency. The
3 normal fee would be ten grand. I took it because of
4 what happened to him.

5 Q. When you told me five grand, Mr. Welch, I was
6 about to tell you you got yourself a deal, but I
7 probably don't need to tell you that.

8 Do you -- all right. Are you contending
9 you lost any wages or income because of this incident?

10 A. Oh, yes.

11 Q. Okay. Tell me about that. What income have
12 you lost because of the incident with Officer Harris?

13 A. The Busted magazine they put me in.

14 Q. Tell me about that.

15 A. The day I delivered that Mercedes to
16 Mercedes Benz of Collierville, I don't know the porter's
17 name, Dee. They call him Dee. Did you know you're in
18 Busted? What you do. What you do?

19 He handed it to the managers and they cut
20 my contract completely off.

21 Q. After that?

22 A. Yes.

23 Q. Okay.

24 A. That right there is -- the last car that's on
25 this trailer is the last car delivered to Mercedes Benz

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1 of Collierville.

2 Q. Let me explore that a little bit. You
3 mentioned something called Just Busted. It's one of
4 these --

5 A. Magazines you get in that in the show with
6 their picture in it.

7 Q. Okay. And you showed up in that magazine
8 because of the arrest, right?

9 A. Yes.

10 Q. And did you know you were in there before you
11 dropped that car off?

12 A. No. I had no idea. I didn't know anything
13 about Just Busted.

14 Q. Okay. So on December 23rd, after you -- you
15 bonded out on December 23rd later on that day, right?

16 A. Uh-huh. (Nods head up and down.)

17 Q. Yes?

18 A. Yes.

19 Q. And did you -- when did you take that car that
20 was -- that Mercedes, that was --

21 A. That Christmas Eve, that Monday.

22 Q. And so when you took it that Monday, somebody
23 -- you took it to the Mercedes dealership, right?

24 A. (Nods head up and down.)

25 Q. And somebody at the dealership presented you

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1 with that Just Busted magazine, right?

2 A. Well, yes, they did. But this wasn't the car I
3 took there. I picked up another car in Atlanta later on
4 that week when they pulled that Just Busted.

5 Q. Okay.

6 A. This car here was going to a person.

7 Q. I got you.

8 A. And I picked up another car in Atlanta for
9 Mercedes Benz of Collierville. This one here was a
10 personal car for Mercedes of Collierville. I got that
11 mixed up.

12 Q. So the day of the incident, the car that you
13 had on that trailer, that was for a person?

14 A. That was a person, for Mercedes of
15 Collierville.

16 Q. When did you deliver that car?

17 A. I delivered it that Monday.

18 Q. Okay. So the 24th?

19 A. Yes.

20 Q. Okay. And so later on in the week, you
21 delivered another car?

22 A. Picked up another car in Atlanta and brought it
23 back to Memphis to that Mercedes Benz of Collierville,
24 and that's when --

25 Q. Who showed you that Just Busted magazine?

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1 A. The guy's name is Dee. He works there and he
2 showed it to the manager, and they made fun of it,
3 laughed about it and all this stuff, but later on, I
4 found out that's why I couldn't haul cars for them no
5 more.

6 Q. Let me ask you this. Who was the manager at
7 the time?

8 A. Harold Williams.

9 Q. Harold Williamson?

10 A. Harold Williams. I think it's Williams.

11 Q. All right. And somebody named Dee that worked
12 there?

13 A. He is a porter.

14 Q. He is what, now?

15 A. He's the porter.

16 Q. Porter?

17 A. Yeah.

18 Q. What do they do?

19 A. Just miscellaneous. Shuttle cars, things like
20 that.

21 Q. And so while you were physically there that
22 day, he showed that Just Busted magazine --

23 A. Said, "Geo, what you doing in there?" They
24 making fun and laughing about it and all this crap.

25 Q. And you said that's the last car that you ever

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1 hauled for them, right?

2 A. Yeah.

3 Q. Who told you that it had anything to do with
4 your arrest?

5 A. Well, I was wondering why I wasn't getting it
6 and I called. I said, why am I not getting, you know --
7 and he said, well, just because of the criminal --

8 Q. Who told you that?

9 A. The manager.

10 Q. Harold Williams?

11 A. Yeah.

12 Q. Is he still the manager there?

13 A. I think so. I think so.

14 Q. Do you know where he lives at?

15 A. No. I have not a clue.

16 Q. And he told you that on the phone?

17 A. I mean, I hauled cars out of there, but it's
18 for different brokers. And I just said, did y'all stop
19 selling cars, and after hauling for big companies for
20 somebody that buys a car from Mercedes, another dealer
21 out of Atlanta, buying a car from Mercedes, and I'm
22 brokering it through Atlanta, but I'm picking it up in
23 Collierville, and I was in there, and I said, why y'all
24 stop using me? And that was the reason.

25 Q. Did you have a contract with them at the time?

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1 A. No. Pretty much a verbal contract. I moved
2 everything they had, what we call onesies and twosies,
3 from Atlanta back to Memphis.

4 Q. But you didn't have a written contract?

5 A. No.

6 Q. It was oral?

7 A. But specifically they stopped using me because
8 I was in that magazine.

9 Q. Well, was there any kind of finite amount of
10 money that you made from that dealership prior to then
11 or would it just depend on what was going on?

12 A. It would kind of depend on what was going on,
13 but I moved anywhere from three to six cars every week.

14 Q. And how much do you get for every haul?

15 A. Just depend on where I was going.

16 Q. Okay. Well, I guess what I'm saying is is
17 there any way to quantify how much money you think you
18 lost because they quit using you?

19 A. Not really, because I probably -- when I -- you
20 know, I was getting bigger and bigger. And that's the
21 way it's been going. Everything was bigger and bigger,
22 more and more, especially with these cars.

23 Q. You're talking about even to present?

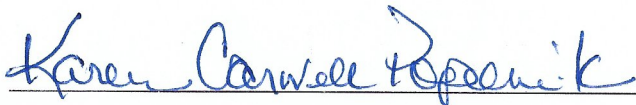
24 A. Yes.

25 Q. So you're making more money now than you were

CERTIFICATE OF COURT REPORTER

I, KAREN CARNELL POPERNIK, MS CCR 1276,
TN LCR 469, Notary Public commissioned by the State
of Mississippi, do hereby certify that the foregoing
pages, and including this page, contain a true and
correct transcript of the testimony of the witness,
GEORGE WELCH, as taken by me at the time and place
heretofore stated, and later reduced to typewritten
form to the best of my skill and ability; that I
placed the witness under oath to truthfully answer
all questions in this matter by the authority vested
in me by the State of Mississippi and the State of
Tennessee; that the signature of the witness was
expressly not waived; and that I am not in the
employ of, or related to, any counsel or party in
this matter, and have no interest, monetary or
otherwise, in the final outcome of the proceeding.

Witness my signature and seal on this the
10th day of June, 2021.


KAREN CARNELL POPERNIK,
MS CCR 1276, TN LCR 469 (Exp. 7/1/22)
My Commission Expires: 3/5/24

